

## **MINUTES**

### **MONTANA SENATE 65th LEGISLATURE - REGULAR SESSION**

#### **COMMITTEE ON ENERGY AND TELECOMMUNICATIONS**

**Call to Order:** Chair Duane Ankney, on February 2, 2017 at 3:00 PM, in Room 317  
Capitol

#### **ROLL CALL**

**Members Present:**

Sen. Duane Ankney, Chair (R)  
Sen. Pat Connell, Vice Chair (R)  
Sen. Dick Barrett (D)  
Sen. Mark Blasdel (R)  
Sen. Douglas (Doug) Kary (R)  
Sen. Sue Malek (D)  
Sen. Mary McNally (D)  
Sen. Keith Regier (R)  
Sen. Tom Richmond (R)  
Sen. Jason D. Small (R)  
Sen. Russel (Russ) Tempel (R)  
Sen. Gene Vuckovich (D)  
Sen. Cynthia Wolken (D)

**Members Excused:** None

**Members Absent:** None

**Staff Present:** Charlene Devine, Committee Secretary  
Sonja Nowakowski, Legislative Branch

**Audio Committees:** These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

**Committee Business Summary:**

Hearing & Date Posted: SB 132, 1/24/2017; SJ 6, 1/24/2017  
Executive Action: SB 86, Do Pass As Amended; SR 14, Be Adopted

00:00:39 Chair Ankney

**HEARING ON SB 132**

**Opening Statement by Sponsor:**

00:02:03 Sen. Tom Richmond (R), SD 28, opened the hearing on SB 132, Revise tax laws related to pollution control equipment.

**Proponents' Testimony:**

00:03:05 Alan Olson, executive director, Montana Petroleum Association  
00:04:51 Sen. McNally entered the hearing.  
00:06:06 Tammy Johnson, Montana Mining Association  
00:07:54 Peggy Trenk, Treasure State Resources Association (TSRA)  
00:09:05 Bridger Mahlum, Montana Chamber of Commerce  
00:10:18 Bob Story, Montana Taxpayers Association  
00:11:06 Julia Altemus, Montana Wood Products Association

**Opponents' Testimony:**

00:11:38 Mike Kadas, director, Department of Revenue (DOR)

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

00:14:07 Sen. Barrett  
00:15:12 Mr. Kadas, DOR  
00:15:53 Sen. Tempel  
00:17:44 Sen. Richmond  
00:19:43 Sen. Regier  
00:20:20 Mr. Kadas  
00:20:46 Sen. Malek  
00:21:48 Ms. Trenk, TSRA  
00:22:13 Sen. Malek  
00:28:21 Sen. Richmond  
00:29:33 Sen. McNally  
00:29:59 Chair Ankney left the hearing. Vice Chair Connell assumed the role of the chair.  
00:30:25 Sen. Richmond  
00:31:31 Sen. Vuckovich  
00:31:48 Sen. Richmond  
00:32:03 Sen. Vuckovich  
00:32:12 Mr. Kadas  
00:32:29 Sen. Vuckovich  
00:33:07 Sen. Richmond  
00:34:04 Sen. VucKovich  
00:34:55 Chair Connell

00:36:05 Sen. Richmond  
00:36:31 Chair Connell

**Closing by Sponsor:**

00:36:39 Sen. Richmond  
00:37:32 Chair Connell  
00:37:34 Sen. Ankney entered the hearing.

**HEARING ON SJ 6**

**Opening Statement by Sponsor:**

00:37:48 Sen. Duane Ankney (R), SD 20, opened the hearing on SJ 6, Resolution urging Regulation Freedom amendment to US constitution.

**Proponents' Testimony:**

00:43:21 Alan Olson, executive director, Montana Petroleum Association  
00:46:16 Bridger Mahlum, Montana Chamber of Commerce  
00:48:06 Bud Clinch, executive director, Montana Coal Council  
00:49:46 Tammy Johnson, Montana Mining Association  
00:55:07 Brad Johnson, chairman, Public Service Commission  
00:58:30 Roman Buhler, national director, Madison Coalition (MC)  
01:00:31 Nicole Rolf, Montana Farm Bureau Federation  
01:01:23 Peggy Trenk, Treasure State Resources Association

**Opponents' Testimony:**

01:03:44 Claudett Morton, policy director, Montana League of Women Voters  
01:05:16 Becky Convery, self  
01:14:42 Robert Filipovich, self

**EXHIBIT(ens24a01)**

01:22:23 Anne Hedges, Montana Environmental Information Center  
01:25:47 Neal Ullman, Montana Conservation Voters Association

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

01:30:00 Sen. Regier  
01:31:18 Sen. Ankney  
01:31:35 Sen. Barrett  
01:32:56 Sen. Ankney  
01:33:06 Sen. Barrett  
01:34:27 Ms. Convery, self  
01:34:40 Sen. Wolken

01:36:11 Sen. Ankney  
 01:36:20 Sen. Malek  
 01:38:37 Ms. Johnson, MMA  
 01:39:49 Sen. Malek  
 01:45:44 Sen. Ankney  
 01:46:02 Sen. Kary  
 01:49:24 Mr. Buhler, MC  
 01:49:59 Chair Connell  
 01:52:22 Sonja Nowakowski, Legislative Services Division  
 01:53:10 Sen. Barrett  
 01:54:03 Chair Connell

**Closing by Sponsor:**

01:54:16 Sen. Ankney  
 01:57:56 Chair Connell  
 01:57:59 Chair Ankney resumed the role of the chair.

**EXECUTIVE ACTION ON SR 14**

01:59:15 Chair Ankney  
 01:59:28 **Motion/Vote:** Sen. Connell moved that **SR 14 BE ADOPTED**. Motion carried unanimously by roll call vote.

**EXECUTIVE ACTION ON SB 86**

02:00:42 **Motion:** Sen. Connell moved that **SB 86 DO PASS**.  
 02:00:56 **Motion:** Sen. Richmond moved that **SB 86 BE AMENDED**.  
[\*\*EXHIBIT\*\*](#)(ens24a02)

**Discussion:**

02:02:10 Sen. Richmond  
 02:02:20 **Vote:** Motion carried unanimously by roll call vote.  
 02:02:37 **Motion:** Sen. Richmond moved that **SB 86 DO PASS AS AMENDED**.

**Discussion:**

02:02:42 Sen. McNally  
 02:02:47 **Vote:** Motion carried 11-2 by roll call vote with Sen. Barrett and Sen. Malek voting no.  
 02:03:34 Chair Ankney

**ADJOURNMENT**

Adjournment: 5:10 PM

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Charlene Devine, Secretary

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Additional Documents:

**EXHIBIT**([ens24aad.pdf](#))